



A Great Hometown...  
*Let Us Show You!*

## **REGULAR MEETING OF THE WELLINGTON VILLAGE COUNCIL**

**Darell Bowen, Mayor**  
**Matt Willhite, Vice Mayor**  
**Dr. Carmine A. Priore, Mayor pro tem**  
**Howard K. Coates, Jr., Councilman**  
**Anne Gerwig, Councilwoman**

**Wellington Community Center**  
**12165 West Forest Hill Boulevard**  
**Wellington, Florida**

**TUESDAY, JUNE 8, 2010**  
**7:00 PM**

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. INVOCATION**  
Rev. Rainer Richter, St. Peter's United Methodist Church, Wellington
- 4. APPROVAL OF AGENDA**
- 5. PRESENTATIONS AND PROCLAMATIONS**
  - A. EMPLOYEE RECOGNITION PROGRAM FOR THE MONTH OF APRIL, 2010**  
  
To recognize Stan Olsen for the month of April 2010 as part of the Employee Recognition Program.
- 6. CONSENT AGENDA**
  - A. MINUTES OF THE REGULAR WELLINGTON COUNCIL MEETING OF APRIL 13, 2010**  
  
Approval of Minutes of the Regular Wellington Council Meeting of April 13, 2010.
  - B. RESOLUTION NO. R2010-33 (BINK'S COMMERCIAL CENTRE - HOME AWAY FROM HOME)**

**A RESOLUTION OF THE COUNCIL OF WELLINGTON, FLORIDA, ACCEPTING AND APPROVING THE PLAT KNOWN AS “BINK’S COMMERCIAL CENTRE REPLAT OF LOTS 1, 2 & 3”; AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE PLAT; AND PROVIDING AN EFFECTIVE DATE.**

The petitioner is requesting a replat for Bink’s Commercial Centre Lots 1, 2 & 3 (a.k.a. Home Away From Home).

**C. RESOLUTION AC2010-04 (AUTHORIZATION AND EXECUTION OF A LEASE AGREEMENT WITH CLEARWIRE WIRELESS, LLC.)**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE ACME IMPROVEMENT DISTRICT, WELLINGTON, FLORIDA APPROVING THE COMMUNICATION TOWER SITE LEASE AGREEMENT WITH CLEAR WIRELESS LLC; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

Authorization and execution of a lease agreement with Clearwire Wireless, LLC.

**D. APPROVAL OF OPERATING AGREEMENT WITH FLORIDA POWER AND LIGHT (FPL) FOR STREET LIGHTING ON FOREST HILL BOULEVARD FROM STATE ROAD 7 TO THE FLORIDA TURNPIKE**

Approval of the Florida Power and Light (FPL) Street Lighting Agreement and Authorization of Payment to FPL in the sum of \$739,422.00 for commencement of construction.

**E. RESOLUTION R2010-37 (FLORIDA POWER & LIGHT (FPL) EASEMENT FOR THE TOWN CENTER AMPHITHEATER)**

**A RESOLUTION OF THE COUNCIL OF WELLINGTON, FLORIDA GRANTING AN EASEMENT TO FLORIDA POWER & LIGHT COMPANY FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF UNDERGROUND ELECTRIC UTILITY FACILITIES AT THE AMPHITHEATRE AT TOWN CENTER SITE; AND PROVIDING AN EFFECTIVE DATE.**

Approval of the FPL Easement required to provide permanent power to the amphitheater at the Town Center.

**F. RESOLUTION R2010-34 (FEDERAL SUSTAINABLE COMMUNITIES INITIATIVE)**

**A RESOLUTION OF THE COUNCIL OF WELLINGTON, FLORIDA SUPPORTING THE REGIONAL PLANNING COUNCILS OF SOUTHEAST FLORIDA IN THE PREPARATION OF A JOINT APPLICATION FOR THE FEDERAL SUSTAINABLE COMMUNITIES INITIATIVE AND ESTABLISHING A WORKING PARTNERSHIP AGREEMENT WITH PUBLIC, PRIVATE, NOT-FOR-PROFIT, AND CIVIC SECTOR ORGANIZATIONS, INCLUDING BUT NOT LIMITED TO, WATER RESOURCES, HOUSING, HUMAN SERVICES, ENVIRONMENTAL AND TRANSPORTATION AGENCIES, COMMUNITY-BASED ORGANIZATIONS, LOCAL GOVERNMENTS, NOT-FOR-PROFITS, ACADEMIA AND RESEARCH INSTITUTIONS, SCHOOL BOARDS AND PRIVATE SECTOR ORGANIZATIONS; AND PROVIDING AN EFFECTIVE DATE.**

Council approval of Resolution 2010-34 expressing support of the South Florida and Treasure Coast Regional Planning Councils in preparing a comprehensive joint application for the Sustainable Communities Planning Grant Program. Request that Council further

demonstrate their support by authorizing the Manager to execute a Memorandum of Understanding (MOU). These actions enable Wellington to be included as a participant in the joint application and the Regional Vision and Plan. In the future, the Regional Vision and Plan will be utilized to guide Federal funding decisions. Participation in these documents ensures Wellington's projects will be considered and may be eligible for future Federal funding allocations and awards.

## **7. PUBLIC HEARINGS**

### **A. ORDINANCE NO. 2010-11 (ANNUAL UPDATE OF THE CAPITAL IMPROVEMENT ELEMENT)**

**AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL, AMENDING THE COMPREHENSIVE PLAN BY INCORPORATING THE ANNUAL UPDATE AND REVISIONS TO THE CAPITAL IMPROVEMENTS ELEMENT OF THE WELLINGTON COMPREHENSIVE PLAN TO REFLECT THE CITY'S FISCAL YEAR 2009-2010 BUDGET; PROVIDING FOR CONFLICT AND SEVERABILITY; AUTHORIZING THE TRANSMITTAL OF THE ADOPTED AMENDMENT TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS; AUTHORIZING THE MANAGER TO AMEND THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.**

Adoption of Ordinance No. 2010-11 amending the Capital Improvement Element (CIE) of the Comprehensive Plan so that it is consistent with the current Capital Improvement Plan (CIP). This action is required by Ch. 163.3177 (6)(b)(1) FS which requires that the CIE is updated annually to reflect changes in the CIP.

### **B. ORDINANCE NO. 2010-14 (ADOPTION OF PERMIT CRITERIA AND BEST MANAGEMENT PRACTICES MANUAL FOR WORKS IN WELLINGTON)**

**AN ORDINANCE OF WELLINGTON'S COUNCIL AMENDING ARTICLE 8 "SUBDIVISIONS, PLATTING, AND REQUIRED IMPROVEMENTS", CHAPTER 24 "STORM WATER MANAGEMENT OF WELLINGTON'S LAND DEVELOPMENT REGULATIONS BY ENACTING A NEW SECTION 8.24.9 "ADOPTION OF PERMIT CRITERIA AND BEST MANAGEMENT PRACTICES MANUAL FOR WORKS IN WELLINGTON", PROVIDING FOR THE ADOPTION BY RESOLUTION OF A MANUAL SETTING FORTH THE INFORMATION, PROCEDURES AND REQUIREMENTS TO OBTAIN PERMITS TO CONNECT, PLACE STRUCTURES ON OR ACROSS, OR MAKE USE OF LANDS OR FACILITIES OF THE DRAINAGE DISTRICTS WITHIN WELLINGTON, PROVIDING FOR ADMINISTRATION OF CONDITIONS OF APPROVAL FOR WATER MANAGEMENT SYSTEMS IN WELLINGTON; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SAVINGS CLAUSE AND PROVIDE AN EFFECTIVE DATE.**

Consideration on Second Reading of Ordinance No. 2010-14 for Permit Criteria and Best Management Practices Manual for Works in Wellington.

## **8. REGULAR AGENDA**

### **A. RESOLUTION NO. R2010-36 (PERMIT CRITERIA AND BEST MANAGEMENT PRACTICES MANUAL FOR WORKS IN WELLINGTON)**

**A RESOLUTION OF THE COUNCIL OF WELLINGTON, FLORIDA ADOPTING PERMIT CRITERIA AND BEST MANAGEMENT PRACTICES MANUAL FOR WORKS IN WELLINGTON PURSUANT TO SECTION 8.24.9 OF WELLINGTON'S LAND DEVELOPMENT REGULATIONS; AND PROVIDING AN EFFECTIVE DATE.**

Approval of Resolution No. R2010-36 adopting the Permit Criteria and Best Management Practices Manual for Works in Wellington.

**B. APPOINTMENT OF SPECIAL MAGISTRATES**

Appointment of Special Magistrates for staggered two (2) year terms.

**C. PRESENTATION OF:**

- 1) UTILITY MASTER PLAN**
- 2) PROPOSED FY10/11 UTILITY BUDGET**
- 3) RECOMMENDED UTILITY RATE AND FEE SCHEDULES**

Council review and authorization of: 1) Presentation of the Preliminary FY10/11 Utility Budget; 2) Presentation of the Utility Master Plan and 3) Preliminary consideration and adoption of the recommended Utility Rate and Fee Schedules.

**D. ORDINANCE NO. 2010-15 (BOARDS & COMMITTEES)**

**AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL RELATING TO BOARDS AND COMMITTEES AMENDING CHAPTER 2 "ADMINISTRATION" ARTICLE VI "BOARDS AND COMMITTEES" OF WELLINGTON'S CODE OF ORDINANCES TO PROVIDE FOR UNIFORMITY IN THE NUMBER OF BOARD AND COMMITTEE MEMBERS APPOINTED TO EACH BOARD OR COMMITTEE; PROVIDING A SAVINGS CLAUSE; PROVIDING A CONFLICTS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

Approval following First Reading of Ordinance No. 2010-15 related to Boards and Committees.

**E. APPOINTMENT OF BOARD AND COMMITTEE MEMBERS**

Staff is requesting Council name their appointments to the Architectural Review Board, Construction Board of Appeals and Adjustments, Education Committee, Equestrian Preserve Committee, Parks and Recreation Advisory Board, Planning, Zoning & Adjustment Board, Public Safety Committee and the Tree Board.

**F. CONSIDERATION OF A NOMINATION FOR THE E. HARRIS DREW MUNICIPAL OFFICIAL LIFETIME ACHIEVEMENT AWARD**

Council consideration of a possible nomination for the E. Harris Drew Municipal Official Lifetime Achievement Award.

**G. COUNCIL DIRECTION ON POTENTIAL CHARTER AMENDMENTS.**

Staff requests Council direction on whether to prepare ordinances amending the Wellington Charter and provide for their adoption at the November 2010 election.

**9. ATTORNEY'S REPORT**

**10. MANAGER'S REPORT & UPDATES**

- 11. COUNCIL REPORTS**
- 12. CLOSING COMMENTS**
- 13. PUBLIC FORUM**
- 14. ADJOURNMENT**

#### **NOTICE**

If a person decides to appeal any decision made by the Village Council with respect to any matter considered at this meeting, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (The above notice is required by State Law. Anyone desiring a verbatim transcript shall have the responsibility, at his own cost, to arrange for the transcript).

Pursuant to the provision of the Americans With Disabilities Act: any person requiring special accommodations to participate in these meetings, because of a disability or physical impairment, should contact the Village Manager's Office (561) 791-4000 at least five calendar days prior to the Hearing.